

ORDINANCE NO. 90- 39

ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS
OF PALM BEACH COUNTY, FLORIDA, AMENDING
ORDINANCE NO. 85-40 AS AMENDED BY ORDINANCE
NO. 87-24, 88-29, AND 89-36, ESTABLISHING AN
UPDATED FIVE YEAR ROAD PROGRAM; MODIFYING THE
LIST OF PROJECTS CONTAINED IN EXHIBIT "A";
PROVIDING FOR TITLE; PURPOSE; ADOPTION OF
UPDATED FIVE YEAR ROAD PLAN; AFFECTS OF PLAN;
MODIFICATION OF PLAN; FUNDING OF OTHER ROADWAY
IMPROVEMENTS, INTERPRETATION OF EXHIBIT;
REPEAL OF CONFLICTING ORDINANCES;
SEVERABILITY; EFFECTIVE DATE

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

TITLE

This Ordinance shall be known as the "Palm Beach County
Five Year Road Program Ordinance."

PURPOSE

The Palm Beach County Comprehensive Plan, traffic
circulation element, is designed to be used as a guide to meet
existing and future ground transportation needs of the County
including major roadways within incorporated municipalities. The
element analyzes the primary transportation network within the
County to determine system deficiencies and identify improvements.
The plan is an attempt, based on the existing transportation needs
to the year 2000.

The Board of County Commissioners now desires to codify
in this Ordinance a reasonably attainable program of roadway
construction for the next five years and match the construction of
the projects with available funding. It the further purpose of
this Ordinance to encourage the prioritization of projects, provide
for better timing of right-of-way acquisition and provide improved
planning for financial funding mechanisms.

ADOPTION OF FIVE YEAR ROAD PLAN

The Five Year Road Program set forth in Exhibit "A",
attached hereto and incorporated herein, is hereby adopted.

FIVE YEAR ROAD PROGRAM AMENDMENT 1990

AFFECTS OF PLAN

The County Administrator and the County Engineer are directed to implement the Five Year Road Plan by taking such actions as are necessary to cause the construction of the roadway segments indicated on the Plan, make periodic reports to the Board of County Commissioners with regard to the progress of the projects and to bring all necessary agreements and budget amendments to accomplish the project to the Board of County Commissioners for consideration.

MODIFICATION OF PLAN

Each year prior to December, the Board of County Commissioners shall consider an amendment to this Ordinance modifying the list of projects contained on Exhibit "A" to create a viable list of funded projects for the succeeding five years. From time to time during each year, the Board of County Commissioners, by resolution, may shift funding within the program to promote the more efficient construction of the projects. Deletions, substitutions, and additions of entire projects from Exhibit "A" may only be accomplished by Ordinance of the Board of County Commissioners.

FUNDING OF OTHER ROADWAY IMPROVEMENTS, INTERPRETATION OF EXHIBIT

This Ordinance shall not be construed to prevent the Board of County Commissioners from constructing other roadway improvements which are not listed on Exhibit "A", provided the projects are funded from sources which will not delete or delay projects included on Exhibit "A".

It is recognized that Exhibit "A" depicting limits of the various projects, length of projects, type of work, timetables and costs are approximations that will require modification and updating by the County Administrator based upon more detailed

FIVE YEAR ROAD PROGRAM AMENDMENT 1990

1 information and bidding results; provided that the following
2 changes may only be made by the County Commission:

3 (a) Changes that increase or decrease the total approved
4 appropriations of the program.

5 (b) Changes requiring funding from a reserve account.

6 (c) Changes increasing a Board approved project budget
7 by more than five percent.

8 (d) Changes which significantly affect the scope,
9 nature, or phasing of a capital project.

10 **REPEAL OF LAWS IN CONFLICT**

11 All local laws and ordinances applying to the
12 unincorporated area of Palm Beach County in conflict with any
13 provisions of this ordinance are hereby repealed.

14 **SEVERABILITY**

15 If any section, paragraph, sentence, clause, phrase, or
16 word of this ordinance is for any reason held by the Court to be
17 unconstitutional, inoperative, or void, such holding shall not
18 affect the remainder of this ordinance.

19 **INCLUSION IN THE CODE OF LAWS AND ORDINANCES**

20 The provisions of this ordinance shall become and be made
21 a part of the code of laws and ordinances of Palm Beach County,
22 Florida. The sections of this ordinance may be renumbered or
23 relettered to accomplish such, and the word "ordinance" may be
24 changed to "section," "article," or any other appropriate word.

25 **EFFECTIVE DATE**

26 The provisions of this ordinance shall become effective
27 upon receipt of acknowledgement by the Secretary of State.

FIVE YEAR ROAD PROGRAM AMENDMENT 1990

1 APPROVED AND ADOPTED by the Board of County of County
2 Commissioners of Palm Beach County, Florida, this 23 day of
3 October, 1990.

4 JOHN B. DUNKLE, CLERK

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

6 By: Linda C. Hickman
7 Deputy Clerk

By: Carol Elquist
Chair

8 APPROVED AS TO FORM AND
9 LEGAL SUFFICIENCY

10 By: Maureen Cullen
11 County Attorney

12 Acknowledgement by the Department of State of the State
13 of Florida, on the 2nd day of November, 19 90, and filed
14 in the Office of the Clerk of the Board of County Commissioners of
15 Palm Beach County, Florida.

16 **EFFECTIVE DATE:** Acknowledgement from the Department of
17 State received on the 6th day of November, 1990, at 3:32
18 p.M., and filed in the Office of the Clerk of the Board of
19 County Commissioners of Palm Beach County, Florida.

STATE OF FLORIDA, COUNTY OF PALM BEACH
I, JOHN B. DUNKLE, Clerk of the
Board of County Commissioners of
Palm Beach County, Florida, do hereby
acknowledge the receipt of the above
my office on 10/23/90
DATED at 11/8/90
JOHN B. DUNKLE
By: Lorie Clinger
Deputy Clerk

blm 10/5(5YRRD90.ORD)

PROJECTED REVENUES (in \$1,000's)

| | FY 90/91 | FY 91/92 | FY 92/93 | FY 93/94 | FY 94/95 | TOTALS |
|-----------------------------------|------------|------------|------------|------------|------------|----------|
| Taxable Values | 48,406,439 | 50,400,000 | 52,400,000 | 55,200,000 | 58,700,000 | N/A |
| Millage Rate (in mills) | 0.5827 | 0.7500 | 0.7500 | 0.7500 | 0.7500 | N/A |
| Ad Valorem Taxes | 28,206 | 37,800 | 39,300 | 41,400 | 44,025 | 190,731 |
| Local Option Gas Tax | 15,606 | 15,606 | 15,606 | 15,918 | 16,236 | 78,973 |
| Sales Taxes | 1,000 | 1,000 | 1,000 | 1,000 | 1,000 | 5,000 |
| Impact Fees | 13,000 | 11,000 | 13,000 | 16,800 | 16,800 | 70,600 |
| Interest Earnings & Miscellaneous | 5,917 | 4,897 | 5,032 | 5,249 | 5,514 | 26,607 |
| Less 5% Statutory Reserve | (3,136) | (3,465) | (3,647) | (3,968) | (4,129) | (18,346) |
| TOTAL REVENUES | 60,593 | 66,837 | 70,291 | 76,398 | 79,446 | 353,566 |

PROGRAM SUMMARY (in \$1,000's)

| | FY 90/91 | FY 91/92 | FY 92/93 | FY 93/94 | FY 94/95 | TOTALS |
|-----------------------|----------|----------|----------|----------|----------|---------|
| PROJECTED REVENUES | 60,593 | 66,837 | 70,291 | 76,398 | 79,446 | 353,566 |
| PROJECTED COSTS | 60,310 | 66,022 | 70,602 | 76,755 | 79,542 | 353,231 |
| DIFFERENCE | 283 | 815 | (311) | (356) | (95) | 335 |
| % DIFFERENCE | 0.5% | 1.2% | -0.4% | -0.5% | -0.1% | 0.1% |
| CUMULATIVE DIFFERENCE | 283 | 1,098 | 787 | 431 | 335 | |

| PROJECT | LIMITS | DESCRIPTION | FY 90/91 COST-PHASE | FY 91/92 COST-PHASE | FY 92/93 COST-PHASE | FY 93/94 COST-PHASE | FY 94/95 COST-PHASE |
|----------------------|------------------------------------|----------------------|------------------------|------------------------|------------------------|------------------------|------------------------|
| 827A (Belle Glade) | Bolles Canal to 2 mi North | 2.0 mi, 2 L reconstr | 0 | 190 R | 0 | 3,092 C | 0 |
| Alignment Studies | Future Thoroughfares | study | 400 S | 400 S | 400 S | 400 S | 400 S |
| Australian/Congress | Gun Club - North of Southern Blvd | interchange | 4,014 R | 0 | 0 | 0 | 0 |
| Australian Ave | Southern Blvd (SR 80) - PBIA | 0.5 mi, 6 L | 203 D | 0 | 0 | 0 | 0 |
| * Australian Ave | PBIA - Old Okeechobee Rd | 1.0 mi, 6 L | 400 P | 400 P | 0 | 0 | 0 |
| * Australian Ave | Old Okeechobee Rd - Palm Bch Lakes | 2.0 mi, 6 L | 509 D | 0 | 0 | 0 | 0 |
| Belvedere Rd | Mayacoo Lakes Blvd - Jog Rd | 3.0 mi, 4/6 L | 2,069 R | 0 | 0 | 11,410 C | 0 |
| Belvedere Rd | Jog Rd - Drexel Rd | 0.6 mi, 4/6 L | 1,796 C | 0 | 0 | 0 | 0 |
| Belvedere Rd | Military Trail - Congress Ave | 1.5 mi, 6 L | 0 | 0 | 0 | 1,946 C | 0 |
| Belvedere Rd | Australian Ave Intersection | interchange | 0 | 0 | 3,079 R | 0 | 0 |
| * Belvedere Rd | Australian Ave - I-95 | 0.4 mi, 6 L | 400 P | 400 P | 0 | 0 | 0 |
| Camino Real | SW 7th Ave - SW 3rd Ave | 0.6 mi, 4 L | 0 | 1,472 C | 0 | 0 | 0 |
| Center St | Indianatown Rd - SR 811 | 2.3 mi, 3 L | 0 | 4,143 C | 0 | 0 | 0 |
| Clint Moore Rd | E-3 Canal - Powerline Rd | 0.5 mi, 4 L | 0 | 250 P | 0 | 0 | 0 |
| Congress Ave | L-30 to L-28 Canal (@ Hunters Run) | 1.0 mi, 6 L | 724 R | 1,890 C | 0 | 0 | 0 |
| Congress Ave | Lantana Rd - Lake Worth Rd | 2.0 mi, 6 L | 0 | 390 D | 0 | 0 | 0 |
| Congress Ave | North of 45th St - Port Rd | 0.6 mi, 4 L | 5,228 C | 0 | 0 | 0 | 0 |
| Donald Ross Rd | SR 811 - US 1 | 2.5 mi, 4/6 L | 0 | 0 | 5,921 R | 0 | 30,339 C |
| Flying Cow Rd | Future Lake Worth Rd Ext - SR 80 | 4.5 mi, 2 L | 0 | 0 | 0 | 508 D | 0 |
| Folsom Rd | SR 80 - Okeechobee Blvd | 1.7 mi, 2 L | 203 D | 0 | 1,469 R | 2,933 C | 0 |
| Forest Hill Blvd | Military Trail - Congress Ave | 1.5 mi, 6 L | 1,427 C | 0 | 0 | 0 | 0 |
| Germentown Rd | Linton Blvd - SW 10th St | 0.6 mi, 4/5 L | 0 | 105 D | 0 | 0 | 0 |
| Glades Area | R&R Throughout the Glades | repair/reconst | 500 C | 1,000 C | 1,000 C | 1,000 C | 1,000 C |
| Gun Club Rd | Jog Rd - Haverhill Rd | 1.5 mi, 4/5 L | 0 | 421 D | 0 | 0 | 0 |
| Gun Club Rd | Haverhill Rd - Kirk Rd | 1.5 mi, 4/5 L | 2,740 C | 0 | 0 | 0 | 0 |
| Gun Club Rd | Kirk Rd - Congress Ave | 1.2 mi, 4/5 L | 2,170 C | 0 | 0 | 0 | 0 |
| * Haverhill Rd | Roebuck Rd - 45th St | 1.6 mi, 5 L | 0 | 0 | 3,997 C | 0 | 0 |
| * Haverhill Rd | 45th St - Beeline Hwy | 2.5 mi, 5 L | 0 | 0 | 4,891 C | 0 | 0 |
| Hypoluxo Rd | at E-3 Canal | 6 L Bridge | 250 P | 0 | 0 | 0 | 0 |
| Indianatown Rd | 130th Ave - Jupiter Farms Rd | 3.1 mi, 4 L | 407 D | 0 | 0 | 3,928 R | 7,802 C |
| Indianatown Rd | Jupiter Farms Rd - Turnpike | 2.5 mi, 4 L | 0 | 0 | 0 | 0 | 0 |
| Intersection Program | Countywide | intersection improv | 3,600 C | 6,197 C | 4,000 C | 4,500 C | 4,500 C |
| * Jog Rd | Linton Blvd - West Atlantic Ave | 1.0 mi, 4/6 L | 0 | 364 P | 2,000 C/P | 0 | 0 |
| Jog Rd | South of Lake Ida Rd - Lake Ida Rd | 0.3 mi, 2 L | 0 | 453 C | 0 | 0 | 0 |
| Jog Rd | Lake Ida Rd - Boynton Beach Blvd | 4.0 mi, 2 L | 0 | 4,427 R | 0 | 6,427 C | 0 |
| * Jog Rd | SR 80 - Belvedere Rd | 1.0 mi, 6 L | 0 | 2,117 C | 0 | 0 | 0 |
| * Jog Rd | Belvedere Rd - Okeechobee Blvd | 1.0 mi, 6 L | 0 | 5,750 C | 0 | 0 | 0 |
| Jog Rd | Roebuck Rd - 45th St | 1.6 mi, 2 L | 0 | 316 D | 0 | 0 | 0 |

* = LINKED TO SPECIAL CONDITIONS - SEE FOOTNOTES; D = DESIGN; S = STUDY; R = RIGHT OF WAY; C = CONSTRUCTION; P = PAYMENT; COST IN \$1,000'S

| PROJECT | LIMITS | DESCRIPTION | FY 90/91 COST-PHASE | FY 91/92 COST-PHASE | FY 92/93 COST-PHASE | FY 93/94 COST-PHASE | FY 94/95 COST-PHASE |
|-----------------------|------------------------------------|----------------------|------------------------|------------------------|------------------------|------------------------|------------------------|
| Kirk Rd | Forest Hill Blvd - SR 80 | 2.0 mi, 4/5 L | 0 | 332 R | 0 | 0 | 0 |
| Kirk Rd | Lake Worth Rd - Forest Hill Blvd | 2.0 mi, 3/5 L | 0 | 4,981 R | 4,346 C | 0 | 0 |
| Lake Ida Rd | Hagen Ranch Rd - Jog Rd | 1.0 mi, 2 L | 0 | 1,438 C | 0 | 0 | 0 |
| Lake Ida Rd | Jog Rd - Military Trail | 1.7 mi, 3 L | 0 | 3,757 C | 0 | 0 | 0 |
| Lake Ida Rd | Military Trail - Congress Ave | 2.0 mi, 4/5 L | 0 | 0 | 4,346 C | 0 | 0 |
| Lake Ida Rd | Congress Ave - Swinton Blvd | 1.8 mi, 4/5 L | 0 | 553 R | 3,866 C | 0 | 0 |
| * Lake Worth Rd | South Shore Blvd - SR 7 | 3.5 mi, 2 L | 0 | 0 | 2,000 P | 0 | 0 |
| Lake Worth Rd | East of Turnpike - Jog Rd | 1.7 mi, 6 L | 1,531 C | 0 | 0 | 0 | 0 |
| Lake Worth Rd | Jog Rd - Military Trail | 2.0 mi, 6 L | 1,575 C | 0 | 0 | 0 | 0 |
| Lake Worth Rd | Military Trail - Congress Ave | 1.5 mi, 6 L | 1,974 C | 0 | 0 | 0 | 0 |
| Linton Blvd | W of Jog Rd - W of Military Trail | 1.2 mi, 4 L | 0 | 4,057 C | 0 | 0 | 0 |
| Marina Blvd(18th St) | East of SR 7 | 0.3 mi, 4 L | 1,422 C | 0 | 0 | 0 | 0 |
| Melaleuca Lane | Military Trail - Congress Ave | 1.7 mi, 4/5 L | 3,281 C | 0 | 0 | 0 | 0 |
| Mercer Ave | Belvedere Rd - Australian Ave | 0.4 mi, 4/5 L | 0 | 0 | 0 | 0 | 0 |
| Military Trail | 18th St - West Atlantic Ave | 8.5 mi, 6 L | 560 D | 0 | 0 | 1,156 R | 0 |
| Military Trail | 18th St - South of Glades Rd | 2.5 mi, 6 L | 0 | 0 | 0 | 5,629 C | 0 |
| * Military Trail | Steiner Rd - Boynton Beach Blvd | 2.3 mi, 6 L | 414 R | 0 | 3,703 C | 0 | 0 |
| Military Trail | Okeechobee Blvd - Roebuck Rd | 2.0 mi, 6 L | 0 | 0 | 0 | 3,548 R | 0 |
| Military Trail | Roebuck Rd - 45th St | 1.6 mi, 6 L | 0 | 0 | 924 R | 0 | 0 |
| Military Trail | Hood Rd - Jupiter Lakes Blvd | 4.0 mi, 4/6 L | 0 | 277 R | 0 | 10,041 C | 0 |
| Northlake Blvd | Seminole Pratt Whitney to Existing | 4.7 mi, 2 L | 259 R | 0 | 7,415 C | 0 | 0 |
| Northlake Blvd | Beeline Hwy - Military Trail | 3.0 mi, 4 L | 509 D | 0 | 0 | 0 | 0 |
| Northlake (Reliever) | Military Trail - Congress Ave | 1.5 mi, 2 L | 0 | 579 D | 0 | 0 | 0 |
| Old Boynton Rd | Military Trail - Knuth Rd | 1.7 mi, 4/5 L | 0 | 2,738 C | 0 | 0 | 0 |
| Palmetto Park Rd | West 9th Ave - US 1 | 1.0 mi, 6 L | 0 | 421 D | 0 | 0 | 0 |
| Pathway Program | Countywide School & Recreational | | 500 D,R,C | 500 D,R,C | 500 D,R,C | 500 D,R,C | 500 D,R,C |
| PGA Blvd | Beeline Hwy - PGA National | 3.0 mi, 4 L | 0 | 775 R | 0 | 0 | 0 |
| PGA Blvd | at SR 811 (Alt 11A) | interchange | 0 | 0 | 0 | 965 D | 0 |
| Prosperity Farms Rd | PGA Blvd - Donald Ross Rd | 2.5 mi, 5 L | 346 D | 0 | 0 | 0 | 0 |
| Reserve--Plans | Countywide | design contingency | 0 | 0 | 1,300 D | 4,000 D | 4,000 D |
| Reserve--Construction | Countywide | construction reserve | 0 | 0 | 0 | 0 | 19,000 C |
| Reserve--R/W | Countywide | land acquisition | 6,800 R | 4,000 R | 8,000 R | 11,000 R | 12,000 R |
| Roebuck Rd | Jog Rd - Haverhill Rd (TPK X-ing) | 1.7 mi, 2 L | 0 | 0 | 0 | 2,320 R | 0 |
| Sem Pratt Whitney Rd | M Canal - Northlake Blvd | 4.0 mi, 2 L | 0 | 6,429 C | 0 | 0 | 0 |
| SR 7 | Lake Worth Rd - SR 80 | 4.6 mi, 4 L | 1,000 R | 1,000 R | 1,000 R | 0 | 0 |
| Summit Blvd | Congress Ave - East of Fla Mango | 0.7 mi, 5 L | 0 | 0 | 0 | 1,456 C | 0 |
| Summit Blvd | Congress Ave - Parker Ave | 1.4 mi, 5 L | 305 D | 0 | 0 | 0 | 0 |
| Westgate Ave | Jog Rd - Congress Ave | 3.5 mi, 5 L | 407 D | 0 | 0 | 0 | 0 |

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| PROJECT | LIMITS | DESCRIPTION | FY 90/91 COST-PHASE | FY 91/92 COST-PHASE | FY 92/93 COST-PHASE | FY 93/94 COST-PHASE | FY 94/95 COST-PHASE |
|-------------------|-------------------------------|---------------|------------------------|------------------------|------------------------|------------------------|------------------------|
| West Atlantic Ave | Jog Rd - I-95 | 3.7 mi, 6 L | 3,931 R | 0 | 6,444 C | 0 | 0 |
| * Woolbright Rd | Military Trail - Congress Ave | 2.0 mi, 4 L | 4,249 C | 0 | 0 | 0 | 0 |
| Yamato Rd | SR 7 - Jog Rd | 3.0 mi, 4/6 L | 4,211 C | 0 | 0 | 0 | 0 |
| | | | 60,310 | 66,022 | 70,602 | 76,759 | 79,542 |

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FOOTNOTES TO THE INDIVIDUAL PROJECTS CONTAINED IN THE PLAN

AUSTRALIAN AVENUE - PRIA TO OLD OKEECHOBEE BLVD
Palm Beach County and Centrepark (DRI) agreement dated March 8, 1988

AUSTRALIAN AVENUE - OLD OKEECHOBEE RD TO PALM BEACH LAKES BLVD
Palm Beach County - West Palm Beach Downtown Task Force report dated 5/13/85.

BELVEDERE ROAD - AUSTRALIAN AVENUE TO I-95
Palm Beach County and Centrepark (DRI) agreement dated March 8, 1988

HAVERHILL ROAD - ROEBUCK ROAD TO 45TH STREET
HAVERHILL ROAD - 45TH STREET TO BEELINE HIGHWAY
COVERS BOTH Original Foundation Land declaration of restrictive covenants (dated 10/30/84) currently being renegotiated
as part of a Section 402.9 review.

JOG ROAD - LINTON BLVD TO WEST ATLANTIC AVE
Agreement between Palm Beach County and Seagrass Properties, Inc. dated Nov 7, 1989

JOG ROAD - SR 80 TO OKEECHOBEE BLVD
Zoning condition with Gould (Vista Center) DRI. Implementation agreement pending.

LAKE WORTH ROAD - SOUTH SHORE BLVD TO SR 7
Pending agreement among Palm Beach County, Acme Improvement District and a private developer.

MILITARY TRAIL - STEINER RD TO ROYNTON BEACH BOULEVARD
In conformance with Zoning Petition #88-139 (Cambridge Park PUD) condition #16.

WOOLBRIGHT ROAD - MILITARY TRAIL TO CONGRESS AVENUE
Quail Ridge letter of understanding dated 6/14/88.